



# Senate

General Assembly

**File No. 30**

February Session, 2012

Substitute Senate Bill No. 104

*Senate, March 19, 2012*

The Committee on Planning and Development reported through SEN. CASSANO of the 4th Dist., Chairperson of the Committee on the part of the Senate, that the substitute bill ought to pass.

## **AN ACT PERMITTING MUNICIPAL EMPLOYEES TO SERVE AS CITATION HEARING OFFICERS.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (b) of section 7-152c of the general statutes is  
2 repealed and the following is substituted in lieu thereof (*Effective*  
3 *October 1, 2012*):

4 (b) The chief executive officer of any such municipality [shall] may  
5 appoint one or more citation hearing officers, other than police officers  
6 [or employees] or persons who issue citations, to conduct the hearings  
7 authorized by this section.

This act shall take effect as follows and shall amend the following sections:

Section 1	<i>October 1, 2012</i>	7-152c(b)
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**PD**      *Joint Favorable Subst.*

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

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***OFA Fiscal Note***

***State Impact:*** None

***Municipal Impact:***

<b>Municipalities</b>	<b>Effect</b>	<b>FY 13 \$</b>	<b>FY 14 \$</b>
Various Municipalities	Potential Savings	Less than 10,000	Less than 10,000

***Explanation***

A potential savings, estimated at less than \$10,000, may result for certain municipalities that currently retain paid citation hearing officers as the bill would allow for their duties to be assumed by existing municipal employees.

***The Out Years***

The annualized ongoing fiscal impact identified above would continue into the future subject to inflation.

**OLR BILL ANALYSIS****sSB 104****AN ACT PERMITTING MUNICIPAL EMPLOYEES TO SERVE AS CITATION HEARING OFFICERS.****SUMMARY:**

This bill permits, rather than requires, a municipality's chief executive officer (CEO) to appoint one or more citation hearing officers and authorizes the CEO to appoint a municipal employee as a citation hearing officer, which current law prohibits. But if a town issues citations, the law requires it to provide a hearing before a citation hearing officer if a person contests his or her liability and a town must still appoint a hearing officer for this purpose.

Existing law, unchanged by the bill, prohibits a CEO from appointing a (1) police officer or a person who issues citations as a citation hearing officer and (2) zoning enforcement officer, building inspector, or an employee of the municipality's zoning authority as a hearing officer for contested zoning citations.

EFFECTIVE DATE: October 1, 2012

**COMMITTEE ACTION**

Planning and Development Committee

Joint Favorable Substitute

Yea     20     Nay   0     (03/02/2012)